

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RESPONSE UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP

In Re Application of: Hajime AGA et al

Application No.: 09/034,336

Filed: March 4, 1998

For: REDUCTION INHIBITORY AGENT FOR ACTIVE-OXYGEN-ELIMINATING ACTIVITY

Art Unit: 1623

Examiner: M. Moran

Washington, D.C.

Atty.'s Docket: AGA=6

Date: January 13, 2000

JAN 20 2000

THE COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

Sir:

Transmitted herewith is an ☒ Amendment []

in the above-identified application.

☐ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.☐ No additional fee is required.☒ The fee has been calculated as shown below:

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	(Col. 1)		(Col. 2)	(Col. 3)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA EQUALS
TOTAL	* 8	MINUS	** 26	0
INDEP.	* 1	MINUS	*** 3	0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

ADDITIONAL FEE TOTAL

SMALL ENTITY	
RATE	ADDITIONAL FEE
x 9	\$
x 39	\$
+ 130	\$
ADDITIONAL FEE TOTAL	

OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE
x 18	\$
x 78	\$
+ 260	\$
TOTAL	

OR

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

☒ Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

☐ It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity

Response Filed Within

☐ First - \$ 55.00
☐ Second - \$ 190.00
☐ Third - \$ 435.00
☐ Fourth - \$ 680.00

Month After Time Period Set

Other Than Small Entity

Response Filed Within

☒ First - \$ 110.00
☐ Second - \$ 380.00
☐ Third - \$ 870.00
☐ Fourth - \$ 1360.00

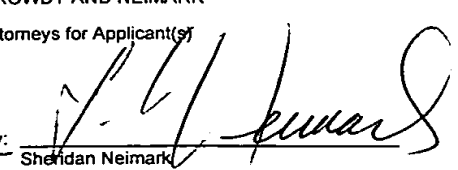
Month After Time Period Set

☐ Less fees (\$) already paid for month(s) extension of time on .☐ Please charge my Deposit Account No. 02-4035 in the amount of \$.☒ A check in the amount of \$ 110.00 is attached (check no. 24589).

☒ The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

BROWDY AND NEIMARK

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EXPEDITED PROCEDURE
EXAMINING GROUP

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(WS)

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ATTY.'S DOCKET: AGA=6

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ELIMINATING ACTIVITY)	BY HAND-CARRYING

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SECOND AMENDMENT AFTER FINAL ACTION

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

Supplementing the reply filed December 7, 1999, and
taking into account the Advisory Action mailed December 20,
1999, and **after entering the amendment of December 7, 1999**,
please further amend as follows:

IN THE CLAIMS

Rewrite claim 5 in twice-amended form as follows:

Do NOT
5-10/00
WYUW
C1 sub
DI } 5 (Twice-amended). A method for inhibiting the
decrease of active-oxygen-eliminating activity, which
comprises a step of
incorporating, in an aqueous system, an inhibitory
agent into a plant substance [having] which is in a juicy form